

# FACSIMILE COVER SHEET

*The Law Offices of*  
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Facsimile No.: (571) 273-8300

From: John C. Pokotylo, Esq.

Date: November 26, 2007

Number of Pages Including Cover: 19

MESSAGE: FORMAL SUBMISSION OF:

- 1) Transmittal (1 pg.);
- 2) Fee transmittal (1 pg.)  
(in duplicate); and
- 3) Amendment (15 pgs.).

Attorney Docket No.: 00CL-148 (6HY-0391570)

Appl. No.: 10/729,476

Applicant: Toshiaki WADA

Filed: December 5, 2003

Title: IMAGE SEARCH PROGRAM, INFORMATION STORAGE MEDIUM, IMAGE SEARCH  
APPARATUS AND IMAGE SEARCH METHOD

TC/A.U.: 2624

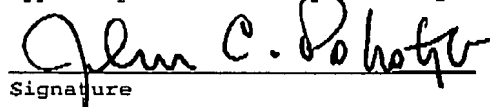
Examiner: Alex Kok Soon Liew

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Trademark Office on the date shown below.

John C. Pokotylo

Type or print name of person signing certification



Signature

November 26, 2007

Date

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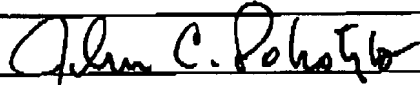
Modified PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031

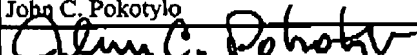
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|  |                             |   |
|--|-----------------------------|---|
| <b>TRANSMITTAL<br/>FORM</b><br><br><i>(to be used for all correspondence after initial filing)</i> | <b>Application Number</b>   | 10/729,476  |
|  | <b>Filing Date</b>          | December 5, 2003  |
|  | <b>First Named Inventor</b> | Toshiaki WADA   |
|  | <b>Group Art Unit</b>       | 2624  |
|  | <b>Examiner Name</b>        | Alex Kok Soon Liew                                      |
| <b>Total Number of Pages in This Submission</b>  |                             | <b>Attorney Docket Number</b><br>OOCL-148 (6HY-03S1570) |

| ENCLOSURES <i>(check all that apply)</i>   |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> <b>Fee Transmittal Form</b><br><input type="checkbox"/> <b>Fee Attached</b><br><br><input checked="" type="checkbox"/> <b>Amendment / Reply</b><br><input type="checkbox"/> <b>After Final</b><br><input type="checkbox"/> <b>Affidavits/declaration(s)</b><br><br><input type="checkbox"/> <b>Extension of Time Request</b><br><br><input type="checkbox"/> <b>Express Abandonment Request</b><br><br><input type="checkbox"/> <b>Information Disclosure Statement</b><br><br><input type="checkbox"/> <b>Certified Copy of Priority Document(s)</b><br><br><input type="checkbox"/> <b>Response to Missing Parts/Incomplete Application</b><br><input type="checkbox"/> <b>Response to Missing Parts under 37 CFR 1.52 or 1.53</b> | <input type="checkbox"/> <b>Assignment Papers (for an Application)</b><br><input type="checkbox"/> <b>Drawing(s)</b><br><input type="checkbox"/> <b>Licensing-related Papers</b><br><input type="checkbox"/> <b>Petition</b><br><input type="checkbox"/> <b>Petition to Convert to a Provisional Application</b><br><input type="checkbox"/> <b>Power of Attorney, Revocation Change of Correspondence Address</b><br><input type="checkbox"/> <b>Terminal Disclaimer</b><br><input type="checkbox"/> <b>Request for Refund</b><br><input type="checkbox"/> <b>CD, Number of CD(s)</b> | <input type="checkbox"/> <b>After Allowance Communication to Group</b><br><input type="checkbox"/> <b>Appeal Communication to Board of Appeals and Interferences</b><br><input type="checkbox"/> <b>Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</b><br><input type="checkbox"/> <b>Proprietary Information</b><br><input type="checkbox"/> <b>Status Letter</b><br><input type="checkbox"/> <b>Postcard Receipt</b><br><input type="checkbox"/> <b>Other Enclosure(s) (please identify below):</b> |
| <b>Remarks</b>   |  |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |
|--|---|
| Firm or individual name                    | John C. Pokotylo (Reg. No. 36,242)  |
| Signature                                  |  |
| Date                                       | November 26, 2007   |

| CERTIFICATE OF FACSIMILE   |   |      |                   |
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| Typed or printed name  | John C. Pokotylo  | Date | November 26, 2007 |
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Modified PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

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**FEE TRANSMITTAL  
for FY 2007**

Effective 09/30/2007. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0.00

## Complete if Known

|                      |                        |
|----------------------|------------------------|
| Application Number   | 10/729,476             |
| Filing Date          | December 5, 2003       |
| First Named Inventor | Toshiaki WADA          |
| Examiner Name        | Alex Kok Soon Liew     |
| Art Unit             | 2624                   |
| Attorney Docket No.  | OOCL-148 (6HY-03S1570) |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
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Deposit  
Account  
Name

50-1049

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The Commissioner is authorized to: (check all that apply)

☒ Charge any underpayment of fee(s) indicated below ☒ Credit any overpayments☒ Charge any fee(s) due in connection with the filing submitted herewith☒ Charge fee(s) indicated below, except for the filing fee in the to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH &amp; EXAMINATION FEES

| Large Entity<br>Fee<br>(\$) | Small Entity<br>Fee<br>(\$) | Fee Description | Fee Paid   |
|-----------------------------|-----------------------------|-----------------|------------|
| 1030                        | 515                         | Utility fee     |            |
| 440                         | 220                         | Design fee      |            |
| 680                         | 340                         | Plant fee       |            |
| 1440                        | 720                         | Reissue fee     |            |
| 210                         | 105                         | Provisional fee |            |
| SUBTOTAL (1)                |                             |                 | (\$ ) 0.00 |

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |  |         |  |   |  |   |  |
|--------------------|--|---------|--|---|--|---|--|
| Total Claims       |  | -20** = |  | X |  | = |  |
| Independent Claims |  | -3** =  |  | X |  | = |  |
| Multiple Dependent |  |         |  |   |  | = |  |

| Large Entity<br>Fee<br>Code (\$) | Small Entity<br>Fee<br>Code (\$) | Fee Description   |
|----------------------------------|----------------------------------|---|
| 1202 50                          | 2202 25                          | Claims in excess of 20                                    |
| 1201 210                         | 2201 105                         | Independent claims in excess of 3                         |
| 1203 370                         | 2203 185                         | Multiple dependent claim, if not paid                     |
| 1204 210                         | 2204 105                         | **Reissue independent claims over original patent         |
| 1205 50                          | 2205 25                          | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ ) 0.00

\*\*or number previously paid, if greater, For Reissue, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$)                                   | Fee Code (\$) | Fee Description  | Fee Paid |
|---|---------------|--|----------|
| 1051 130  | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 50   | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130  | 2053 130      | Non-English specification  |          |
| 1812 2,520                                      | 1812 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 920*                                       | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*                                     | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 120  | 2251 60       | Extension for reply within first month                                     |          |
| 1252 460  | 2252 230      | Extension for reply within second month                                    |          |
| 1253 1,050                                      | 2253 525      | Extension for reply within third month                                     |          |
| 1254 1,640                                      | 2254 820      | Extension for reply within fourth month                                    |          |
| 1255 2,230                                      | 2255 1,115    | Extension for reply within fifth month                                     |          |
| 1401 510  | 2401 255      | Notice of Appeal   |          |
| 1402 510  | 2402 255      | Filing a brief in support of an appeal                                     |          |
| 1403 1,030                                      | 2403 515      | Request for oral hearing   |          |
| 1481 1,510                                      | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 510  | 2452 255      | Petition to revive - unavoidable   |          |
| 1453 1,540                                      | 2453 770      | Petition to revive - unintentional   |          |
| 1501 1,440                                      | 2501 720      | Utility issue fee (or reissue)   |          |
| 1502 820  | 2502 410      | Design issue fee   |          |
| 1503 1,130                                      | 2503 565      | Plant issue fee  |          |
| Petitions to the Commissioner - check fee sheet |               |  |          |
| 1807 50   | 1807 50       | Processing fee under 37 CFR 1.17(c)  |          |
| 1808 180  | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40   | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 810  | 2809 405      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 810  | 2810 405      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 810  | 2801 405      | Request for Continued Examination (RCE)                                    |          |
| 1802 900  | 1802 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0.00

## SUBMITTED BY

|                   |                         |                                   |                   |           |                |
|-------------------|-------------------------|-----------------------------------|-------------------|-----------|----------------|
| Name (Print/Type) | John C. Pokotylo        | Registration No. (Attorney/Agent) | 36,242            | Telephone | (732) 542-9070 |
| Signature         | <i>John C. Pokotylo</i> | Date                              | November 26, 2007 |           |                |

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004/019

Modified PTO/SB/17 (01-03)  
Approved for use through 04/30/2003. OMB 0651-0032  
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# FEE TRANSMITTAL for FY 2007

Effective 09/30/2007. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 0.00

## Complete if Known

Application Number 10/729,476  
Filing Date December 5, 2003  
First Named Inventor Toshiaki WADA  
Examiner Name Alex Kok Soon Liew  
Art Unit 2624  
Attorney Docket No. OOCL-148 (6HY-03S1570)

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number  
Deposit Account Name

50-1049

Straub & Pokotylo

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☒ Charge fee(s) indicated below, except for the filing fee in the to the above-identified deposit account.

## FEE CALCULATION

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| 1440                  | 720                   | Reissue fee     |          |
| 210                   | 105                   | Provisional fee |          |
| SUBTOTAL (1)          |                       |                 | (\$ 0.00 |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* =  X  =   
Independent Claims  -3\*\* =  X  =   
Multiple Dependent  =

| Large Entity |          | Small Entity |          | <u>Fee Description</u>                                    |
|--------------|----------|--------------|----------|---|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |   |
| 1202         | 50       | 2202         | 25       | Claims in excess of 20                                    |
| 1201         | 210      | 2201         | 105      | Independent claims in excess of 3                         |
| 1203         | 370      | 2203         | 185      | Multiple dependent claim, if not paid                     |
| 1204         | 210      | 2204         | 105      | **Reissue independent claims over original patent         |
| 1205         | 50       | 2205         | 25       | **Reissue claims in excess of 20 and over original patent |

\*\*or number previously paid, if greater, For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity Fee Code (\$)                      | Small Entity Fee Code (\$) | Fee Description  | Fee Paid |
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| 1805 1,840*                                     | 1805 1,840*                | Requesting publication of SIR after Examiner action                        |          |
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| 1255 2,230                                      | 2255 1,115                 | Extension for reply within fifth month                                     |          |
| 1401 510  | 2401 255                   | Notice of Appeal   |          |
| 1402 510  | 2402 255                   | Filing a brief in support of an appeal                                     |          |
| 1403 1,030                                      | 2403 515                   | Request for oral hearing   |          |
| 1451 1,310                                      | 1451 1,510                 | Petition to institute a public use proceeding                              |          |
| 1452 510  | 2452 255                   | Petition to revive - unavoidable   |          |
| 1453 1,540                                      | 2453 770                   | Petition to revive - unintentional   |          |
| 1501 1,440                                      | 2501 720                   | Utility issue fee (or reissue)   |          |
| 1602 820  | 2502 410                   | Design issue fee   |          |
| 1503 1,130                                      | 2503 565                   | Plant issue fee  |          |
| Petitions to the Commissioner - check fee sheet |                            |  |          |
| 1807 50   | 1807 50                    | Processing fee under 37 CFR 1.17(c)  |          |
| 1806 180  | 1806 180                   | Submission of Information Disclosure Stmt                                  |          |
| 8021 40   | 8021 40                    | Recording each patent assignment per property (times number of properties) |          |
| 1809 810  | 2809 405                   | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 810  | 2810 405                   | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 810  | 2801 405                   | Request for Continued Examination (RCE)                                    |          |
| 1802 900  | 1802 900                   | Request for expedited examination of a design application                  |          |

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00

## SUBMITTED BY

Name (Print/Type) John C. Pokotylo Registration No. 36,242 Telephone (732) 542-9070  
Signature *John C. Pokotylo* Date November 26, 2007

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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Attorney Docket No.: OOCL-148 (6HY-03S1570)

Appl. No.: 10/729,476

Applicant: Toshiaki WADA

Filed: December 5, 2003

Title: IMAGE SEARCH PROGRAM, INFORMATION STORAGE MEDIUM,  
IMAGE SEARCH APPARATUS AND IMAGE SEARCH METHOD

TC/A.U.: 2624

Examiner: Alex Kok Soon Liew

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed on August 24, 2007 (Paper No. 20070816), which set a period for response to expire on November 24, 2007, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 13 of this paper.